

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

WILLIAM COLEMAN,

PLAINTIFF

vs.

JOHN MCCAFFERTY, VIVIAN PATTON,  
CRANE & HOIST, INC., d/b/a ABACUS  
CRANE & HOIST, ABACUS EQUIPMENT,  
INC., d/b/a ABACUS CRANE & HOIST

§  
§  
§  
§  
§  
§  
§  
§  
§

CIVIL ACTION NO. 3:13-cv-02478

JURY TRIAL REQUESTED

**PLAINTIFF'S PRE-TRIAL DISCLOSURES PURSUANT TO  
FED.R.CIV.P.26(a)(3)(A)-(B)**

Plaintiff, by and through his undersigned counsel, submits the following pre-trial disclosures:

**I. List of Witnesses Plaintiff Expects to Present**

Plaintiff hereby discloses the following witnesses he expect to present other than solely for impeachment:

WITNESS	AREA OF TESTIMONY
William Coleman c/o Charles W. Branham, III Dean Omar & Branham, LLP 3900 Elm Street Dallas, TX 75226 214-722-5990	Plaintiff has knowledge of his employment with the Defendants, including his job duties and responsibilities, hours worked, pay, and other related matters.
John McCafferty c/o Claudine G. Jackson Brackett & Ellis, P.C. 100 Main Street Fort Worth, TX 76102 817-338-1700	Owner/President of Abacus Equipment, Inc. Knowledge of Plaintiff's employment, including job responsibilities and duties, hours worked, and other employment matters; knowledge of Defendants' financial and business information and relationship between Defendants.
Vivian Patton c/o Claudine G. Jackson Brackett & Ellis, P.C. 100 Main Street Fort Worth, TX 76102 817-338-1700	Owner/President of Crane & Hoist, Inc. Knowledge of Plaintiff's employment, including job responsibilities and duties, hours worked, and other employment matters; knowledge of Defendants' financial and business information and relationship between Defendants.

Charles W. Branham, III Corinna Chandler Dean Omar & Branham, LLP 3900 Elm Street Dallas, TX 75226 214-722-5990	Knowledge of necessity and reasonableness of attorneys' fees and costs.
--	---

## II. List of Witnesses Plaintiff Expects to Present by Deposition

Plaintiffs hereby disclose the following witnesses they expect to present by deposition if the witness is unavailable:

### Deposition of Vivian Patton, taken January 13, 2015

PAGE	LINE	TO	PAGE	LINE
4	7		4	9
4	20 "And would.."		4	24 "Okay."
5	2		5	3
5	6		5	7
6	15 "Some of..."		6	17
7	6		7	10
7	13 "Are you a..."		7	17
8	6 "When did..."		8	9
9	16		11	1
11	5		11	8
18	7		19	6
20	2		20	16
21	4 "Do you keep..."		21	20 "Probably."
37	21 "Where did..."		37	25
61	18 "Let's assume..."		62	6
62	9 "Let me ask..."		62	23
63	1		63	25
64	20		64	24
65	23 "When you say..."		66	1
66	14 "So I'm trying..."		66	19
79	19		80	11
81	25		82	6
87	1		88	5
106	24		107	9
110	10		110	16
117	13		117	19

### III. Exhibits Plaintiff Expects to Offer

Plaintiffs hereby designate the following exhibits that they expect to offer at trial (Category A are exhibits Plaintiff expects to offer, Category B are exhibits Plaintiff may offer, Category C are exhibits Plaintiff may offer if the need arises):

Exhibit No.	Bates No.	Description	Category	Marked	Offered	Admitted
1		Defendants' First Amended Objections and Answers to Plaintiff's First Set of Interrogatories	A			
2		Defendants' Objections and Answers to Plaintiff's First Set of Interrogatories	B			
3	Plaintiff's 000336	Coleman's Social Security Earnings Record	A			
4	ABACUS 0870	Crane & Hoist, Inc. 941 for 2012 (July, August, September)	B			
5	McCafferty Ex. 5 (Abacus 0273)	McCafferty's Summary of Hours Worked (2010)	A			
6	McCafferty Ex. 10 (Abacus 0274-0275)	McCafferty's Summary of Hours Worked (2011)	A			
7	Abacus 0276-0277	McCafferty's Summary of Hours Worked (2012)	A			
8	Abacus 0041	Pink Slip	B			
9	Abacus 0472-0674	Service Tickets	C			
10	Abacus 0008-0028	Time Sheets (8/5/12 - 1/5/13)	B			
11	Abacus 0034	Cleared Check	C			
12	Abacus 0167-0190	Time Sheets (June 2010 - Jan 2011)	B			
13	Abacus 0191-0215	Time Sheets (Jan 2011 - Dec 2011)	B			
14	Abacus 0216-0242	Time Sheets (Jan 2012 - Jan 2013)	B			
15	Abacus 0287-0303	2012 Crane & Hoist, Inc. Form 1120	C			
16	Abacus 0308-0323	2011 Crane & Hoist, Inc. Form 1120	C			

17	Abacus 0323-0328	2012 Texas Franchise Tax Report (Crane & Hoist)	B			
18	Abacus 0329-0345	2010 Crane & Hoist, Inc. Form 1120	C			
19	Abacus 0346-0352	2011 Texas Franchise Tax Report (Crane & Hoist)	B			
20	Abacus 0353-0384	2012 Abacus Equipment Form 1120	B			
21	Abacus 0390-0422	2011 Abacus Equipment Form 1120	B			
22	Abacus 0423-0429	2012 Texas Franchise Tax Report (Abacus)	C			
23	Abacus 0430-0462	2010 Abacus Equipment Form 1120	B			
24	Abacus 0463-0470	2011 Texas Franchise Tax Report (Abacus)	B			
25	McCafferty Ex. 18 (Abacus 0287)	Amended 2012 W-2	B			
26	Plaintiff's 000337	2010 W-2	B			
27	Bank of the West 1-220	Bank of the West Statements & Cleared Checks	C			
28		All Documents Produced by Defendants in this Case, without waiving objections to same	C			
29		All Documents Identified, Referenced, Used, or Marked as an Exhibit in any Deposition Taken in this Case, without waiving objections to same	C			
30		All Documents Filed as an Exhibit or Appendix to a Motion or Pleading Filed in this Case, without waiving objections to same	C			
31		All Documents Identified on Defendants' Exhibit List, without waiving objections to same	C			

Respectfully submitted,  
**Dean Omar & Branham, LLP**

/s/ Corinna Chandler  
Charles W. Branham, III  
Corinna Chandler  
3900 Elm St.  
Dallas, Texas 75226  
(214) 722-5990 / (214) 722-5991 (Fax)  
**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

I hereby certify that on June 5th, 2015, I electronically filed the foregoing document with the Clerk of Court for the United States District Court, Northern District of Texas, using the electronic case filing system of the Court. The electronic case filing system sent a "Notice of Electronic Filing" to all attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Corinna Chandler

Corinna Chandler